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Modified PTO/SB/21 (08-00)
Approved for use through 10/31/2002. OMB 0651-0031
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-			Application Number	10/676,195			
TRANSMITTAL			Filing Date	September 30, 2003			
FORM			First Named Inventor	Andrew FIKES			
(to be used for all correspondence after initial filing)			Group Art Unit	1751			
			Examiner Name	Tri V. Nguyen			
Total Number of Pages in This Submission			Attorney Docket Number	Google-115 (GP-089-03-US)			
ENCLOSURES (check all that apply)							
Fee Transmittal Form	1	(for an A	ent Papers pplication)	After Allowance Communication to Group Appeal Communication to Board			
Amendment / Reply				of Appeals and Interferences Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)			
After Final				Proprietary Information			
Affidavits/dec	claration(s)		to Convert to a nal Application	Status Letter			
Extension of Time Request			f Attorney, Revocation of Correspondence	Postcard Receipt			
Express Abandonment Request		Addres Termina	s I Disclaimer	Other Enclosure(s) (please identify below):			
Information Disclosure Statement		Request for Refund					
Certified Copy of Priority Document(s)		CD, Number of CD(s)					
Response to Missing Parts/ incomplete Application		Terrarks	j				
Response to Missing Parts							
under 37 CFR 1.52 or 1.53							
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT							
Firm or Individual name	Firm or John C. Pokotylo (Reg. No. 36,242)						
Signature	<u> </u>						
Date July 6, 2006							
CERTIFICATE OF MAILING							
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: July 6, 2006							
Typed or printed name John C. Pokotylo							
Signature Date July 6, 2006 Burden Hour Statement: This form is estimated to take 0.2 hours to complete Time will vary depending upon the needs of the individual case. Any comments							

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Modified PTO/SB/17 (01-03)

Approved for use through 04/30/2003. OMB 0651-0032

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FEE TRANSMITTAL			Complete if Known					
FEE IRANSMITTAL	- [Application Number 10/676			r 10/676	5,195	-	
for FY 2006			Filing Date S			September 30, 2003		
Effective 12/08/2004. Patent fees are subject to annual revision.	Γ	First Named Inventor			or Andre	Andrew FIKES		
Enecure 1200/2004. Patent fees are subject to annual revision.	Examiner Name			ame	Tri V.	Tri V. Nguyen		
Applicant claims small entity status. See 37 CFR 1.27					1751			
TOTAL AMOUNT OF PAYMENT (\$) 400.00	F					Google-115 (GP-089-03-US)		
METHOD OF PAYMENT (check all that apply)		FEE CALCULATION (continued)						
Check Credit card Order Other None		3. ADDITIONAL FEES Large Entity Small Entity						
Deposit Account:	Large Fee		Fee i		F	D		
Deposit Account 50-1049	Code		Code		ree	Description	Fee Paid	
Number	1051 1052		2051		•	te filing fee or oath		
Deposit Account Straub & Pokotylo		50	2052	25	Surcharge - lat cover sheet	e provisional filing fee or		
Name The Commissioner is authorized to: (check all that apply)		130	1053	130	Non-English s			
☑Charge any underpayment of ☑ Credit any overpayments fee(s) indicated below		2,520	1812			uest for ex parte reexamination		
⊠Charge any additional fee(s) due in connection with the filing submitted herewith	1804	920*	1804	920*	Examiner action	blication of SIR prior to on		
Charge fee(s) indicated below, except for the filing fee in the to the above-identified deposit account.		1,840*	1805	1,840*	Requesting pu	ublication of SIR after ion		
FEE CALCULATION	1251	120	2251	60	Extension for I	reply within first month		
1. BASIC FILING, SEARCH & EXAMINATION FEES	1252		2252	225		reply within second month		
Large Entity Small Entity Fee Fee Fee Description Fee Paid		1,020	2253	510		reply within third month		
(\$) (\$)		1,590	2254	795		reply within fourth month		
1000 500 Utility fee		2,160	2255	1,080		reply within fifth month		
430 215 Design fee	1401	500	2401	250	Notice of App	•		
660 330 Plant fee	1402	500 1,000	2402 2403	250 500	Request for or	n support of an appeal		
1400 700 Reissue fee 200 100 Provisional fee		1,510	1451		•	titute a public use proceeding		
	1452	•	2452	250		ive - unavoidable		
SUBTOTAL (1) (\$) 00.00		1,500	2453	750	Petition to revi	ve - unintentional		
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE	1501	1,400	2501	700	Utility issue fe	e (or reissue)		
Extra Claims below Fee Paid	1502	800	2502	400	Design issue	fee		
Total Claims 26 -30** = 0 X 50.00 = 00.00 Independent 5 -3** = 2 X 200.00 = 400.00	1503	1,100	2503	550	Plant issue fe			
Claims 2 2 X 200.00 - 400.00 Multiple Dependent						Commissioner – check fee sheet		
Large Entity Small Entity	1807		1807	50	•	e under 37 CFR 1.17(c) of Information Disclosure Stmt		
Fee Fee Fee Fee Description	1806	180	1806 8021	180 40		ch patent assignment per		
Code (\$) Code (\$) 1202 50 2202 25 Claims in excess of 20	8021	40			property (time	es number of properties)		
1201 200 2201 100 Independent claims in excess of 3	1809	790	2809	395	Filing a subm (37 CFR 1.129	nission after final rejection (a))		
1203 360 2203 180 Multiple dependent claim, if not paid	1810	790	2810	395		itional invention to be		
1204 200 2204 100 **Reissue independent claims	1801	790	2801	395	,	CFR 1.129(b)) Continued Examination (RCE)		
over original patent 1205 50 2205 25 **Reissue claims in excess of 20	1802		1802	900	976611682886s	CHETTE KLEY LIME 200 2017 5010	9 1967619	
and over original patent		Sale Legge Bull 19676195					19676195	
SUBTOTAL (2) (\$) 400.00		fee (sp	· · · · ·	iling Fe				
or number providedly para, in greater, i or reasoner, and assert					1(3)	U		
SUBMITTED BY		Doginier (ion Ma	126	242	(Complete (if applicable)	70	
Name (Print/Type) John C. Pokotylo		Registration No. (Attorney/Agent) 36,242 Telephone (732) 542-9070						
Signature Culm C. Johoh						Date July 6, 200	6	

WARNING: Information on this form may become public. Credit card information should not

be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231.

Exhibit B is a true and correct copy of the Notice of Transfer of that judgment from PBC

Services, Inc. to Continental Casualty Company which was filed with the District Court on

January 27, 2015.

4. The former owner of Claim No. 3 had participated in the UPD Global Resources,

Inc. bankruptcy proceeding and did vote on the Confirmed Plan of Reorganization (the "Plan").

5. On February 16, 2015, CCC filed a Satisfaction of Judgment in the District Court

action, Case No. 08-cv-00235. A copy of the Satisfaction of Judgment is attached hereto as

Exhibit C.

6. CCC asserts no claim against the Debtor.

7. On March 10, 2015, the Court entered an Order which provided:

The Motion of Continental Casualty Company Pursuant to

Bankruptcy Rule 3006 to Withdraw Claim and Notice of Hearing (ECF No. 110) is denied, subject to reconsideration at the

continued hearing on Plaintiff's application for temporary

restraining order/preliminary injunction.

8. On May 12, 2015, the Court entered an Order granting UCC's motion to dismiss

the adversary case filed by the Debtor which sought the aforementioned injunctive relief.

9. On August 13, 2015, the Court entered an Order disposing of the Debtor's post-

judgment motion.

10. CCC now refiles its Motion to Withdraw Claim per the Court's March 10, 2015

Order.

11. CCC, being the owner of the Claim, seeks to withdraw its Claim in the

bankruptcy case. There have been no distributions to unsecured creditors in this bankruptcy case

either before or after confirmation of the Plan. There is not now pending before this Court any

objections to the Claim and CCC, as the owner of the Claim, is not a party to any current action

pending before the Bankruptcy Court (except, of course, this Motion to Withdraw) nor did the

owner of the Claim at any point in time during the pendency of this bankruptcy vote for the appointment of a trustee in this Chapter 11 proceeding.

WHEREFORE, Continental Casualty Company respectfully requests this Court enter an Order allowing Continental Casualty Company to withdraw its Claim.

Dated: August 20, 2015 CONTINENTAL CASUALTY COMPANY

By: HINSHAW & CULBERTSON LLP

By: /s/Thomas J. Lester

Thomas J. Lester One of Its Attorneys

HINSHAW & CULBERTSON LLP 100 Park Avenue P.O. Box 1389 Rockford, IL 61105-1389 Phone: (815) 490-4900

Fax: (815) 490-4901

John P. Melko Gardere Wynne Sewall LLP 2000 Wells Fargo Plaza 1000 Louisiana Street Houston, TX 77002

Certificate of Service

I hereby certify that a true and correct copy of the foregoing was served upon the debtor, counsel for the debtor, U.S. Trustee and parties requesting notice as shown below, by ECF and United States mail, first class, postage prepaid, on the 20th day of August, 2015.

/s/ Thomas J. Lester
Thomas J. Lester

Debtor

UPD Global Resources, Inc. 9727 St. Johns Ct. Pilot Point, TX 76258

Counsel for Debtor

Leonard H. Simon William P. Haddock Pendergraft & Simon 2777 Allen Parkway, Suite 800 Houston, TX 77019

U.S. Trustee

United States Department of Justice Office of the United States Trustee Judy A. Robbins United States Trustee Ellen M. Hickman, Attorney 515 Rusk, Suite 3516 Houston, TX 77002

Parties Requesting Notice

Jill S. Willhoft Harris and Rufty LLC 650 Poydras St., Ste 2710 New Orleans, LA 70130 jsw@harrisrufty.com

John P. Dillman P.O. Box 3064 Houston, TX 77253-3064 <u>Houston_bankruptcy@publicans.com</u>

Steven A. Leyh Leyh, Payne & Mallia, PLLC 9545 Katy Freeway, Suite 200 Houston, TX 77024 sleyh@lpmfirm.com Caeast 13696970 Pour ment 1910- Filectieu TX SRSB 0862969715 Papage 9fot 6

Case 11-36970 Document 106 Filed in TXSB on 01/28/15 Unit 15-12 COURTS SOUTHERN DISTRICT OF TEXAS

JAN 2 8 2015

M.A. Breding, Clinic of Court

IN THE UNITED STATES BANKRUPTCY COURT FOR THE SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

la re

UPD GLOBAL RESOURCES, INC.,

No. 11-36978 Chapter 11

Debtor.

NOTICE OF TRANSFER OF CLAIM OTHER THAN FOR SECURITY

Notice is hereby provided, pursuant to Rule 3001(e)(2), Fed.R.Bankr.P., that Claim No. 3 filed by PBC Services, Inc., in the amount of \$5,878,070.49, said Claim having been deemed and allowed a general unsecured claim in the amount of \$5,670,534.77, pursuant to Order entered by the Bankruptcy Court on October 16, 2012, has been transferred and assigned, other than for security, to Continental Casualty Company.

Respectfully submitted,

By: /s/Thomas J. Lester Winn Thomas J. Lester

Hinshaw & Culbertson LLP 100 Park Avenue P.O. Box 1389

Rockford, IL 61105-1389 Phone: (815) 490-4900 Fax: (815) 490-4901 tiester@hinshawlaw.com

ATTORNEY FOR CONTINENTAL CASUALTY COMPANY



ACKNOWLEDGMENT

Undersigned counsel for PBC Services, Inc., hereby acknowledges that Claim No. 3 filed by PBC Services, Inc., has been transferred and assigned, other than for security, to Continental Casualty Company and Continental Casualty Company holds all right, title and interest to said Claim.

By: Alfred J. Ruffty, IU (SBOT No

Harris & Rufty, LLC

650 Poydras Street, Suite 2710 New Orleans, Louisiana 70130

Name and Address Where Notice to Transferee Should be Scut:

Thomas J. Lester
Hinshaw & Culbertson LLP
100 Park Avenue
P.O. Box 1389
Rockford, IL 61105-1389
Phone: (815) 490-4900

Fax: (815) 490-4901 tlester@hinshawlaw.com I declare under penalty of perjury that the information provided in this Notice is true and correct to the best of my knowledge and belief.

By:

omas J. Lester, as Transferee's Agent

Date: [/2

IN THE UNITED STATES DISTRIC COURT FOR THE SOUTHERN DISTRICT OF TEXAS **HOUSTON DIVISION**

PBC Services, Inc., Plaintiff.

VS.

Civil Action No. 4:08-cv-00235 **ADMIRALTY**

UPD Globai Resources, Inc., Defendant.

NOTICE OF TRANSFER

PBC Services, Inc., submits this notice, in accordance with §12.014, Texas Property Code, demonstrating the final judgment of the District Court entered November 30, 2010, in favor of PBC Services, Inc., and against UPD Global Resources, Inc., awarding compensatory damages (\$4,329,000.00), plus reasonable attorneys' fees later determined (\$1,441,557.00) and interest (\$107,513.40), totaling \$5,878,070.49, has been transferred and assigned by PBC Services, Inc., to Continental Casualty Company.

PREMISES CONSIDERED the District Court's final judgment having been transferred by PBC Services, Inc., to Continental Casualty Company, the Clerk of Court is hereby authorized and directed to enter and record the transfer on the docket of said judgment.

Respectfully submitted

Alfred J. Rufty, N (SBOT No.

Harris & Rufty, LLC

650 Poydras Street, Suite 2710

New Orleans, Louisiana 70130

Office: (504) 525.7500

Facsimile: (504) 525.7222 AJR@harrisrufty.com

ATTORNEY FOR PBC SERVICES, INC.



ACKNOWLEDGMENT

Today Tim Bourgeois appeared before me, and after being duly sworn, he testified:

- My name is Tim Bourgeois. I am an adult resident of Houma, Louisiana. In addition, I am President of and principal shareholder in P.B.C. Services, Inc., whose administrative office is located at 2041 Coteau Road in Houma, Louisiana.
- P.B.C. Services, Inc., commenced and prevailed in the matter PBC Services, Inc. v. UPD Global Resources, Inc., bearing Civil Action No. 08-235, formerly pending in the United States District Court for the Southern District of Texas, Houston Division, securing against UPD Global Resources, Inc., a final judgment for damages, attorneys' fees, costs and interest totaling \$5,878,070.49.
- The final judgment, subject of the Notice of Transfer acknowledged by this 3. instrument, was transferred and assigned by P.B.C. Services, Inc., to Continental Casualty Company, and Continental Casualty Company holds all right, title and interest to and deriving from said final judgment.
- I attest under penalty of perjury the statements expressed above are true and 4. correct.

Tim Bourgeois, President. P.B.C. Services, Inc.

day of January 2015 SUBSCRIBED AND SWORN TO BEFORE ME this _

Notary Public, State of Lo

THOMAS J. LESTER
HINSHAW & CULBERTSON LLP
100 Park Avenue
P.O. Box 1389
Rockford, IL 61101-1389
Phone: (815) 490-4900
Fax: (815) 490-4901
tlester@hinshawlaw.com

UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF TEXAS HOUSTON TEXAS

I RE:)
PD Global Resources, Inc.,) Case No.: 11-36970-H5-11) Chapter 11
Debtor.)
!	<u>ORDER</u>
THIS MATTER having come before	re the Court on the Motion of Continental Casualty
ompany pursuant to Bankruptcy Rule 300	6 to withdraw claim and the Court having reviewed
e pleadings, grants the Motion.	
THEREFORE, IT IS HEREBY C	ORDERED that Claim No. 3 is hereby deemed
ithdrawn.	
ated:	
	THE HONORABLE KAREN K. BROWN
THIS MATTER having come before company pursuant to Bankruptcy Rule 300 e pleadings, grants the Motion. THEREFORE, IT IS HEREBY C	re the Court on the Motion of Continental Casua 66 to withdraw claim and the Court having review ORDERED that Claim No. 3 is hereby deem



Certificate of Service

I hereby certify that a true and correct copy of the foregoing was served upon the debtor, counsel for the debtor, U.S. Trustee and parties requesting notice as shown below, by ECF and United States mail, first class, postage prepaid, on the 6th day of February, 2015.

/s/Thomas J. Lester

Debtor

UPD Global Resources, Inc. 9727 St. Johns Ct. Pilot Point, TX 76258

Counsel for Debtor

Leonard H. Simon William P. Haddock Pendergraft & Simon 2777 Allen Parkway, Suite 800 Houston, TX 77019

U.S. Trustee

United States Department of Justice Office of the United States Trustee Judy A. Robbins United States Trustee Ellen M. Hickman, Attorney 515 Rusk, Suite 3516 Houston, TX 77002

Parties Requesting Notice

Jill S. Willhoft Harris and Rufty LLC 650 Poydras St., Ste 2710 New Orleans, LA 70130 jsw@harrisrufty.com

John P. Dillman P.O. Box 3064 Houston, TX 77253-3064 Houston bankruptcy@publicans.com

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